

ESTTA Tracking number: **ESTTA361613**

Filing date: **08/04/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| | |
|------------------------|---|
| Proceeding | 91184485 |
| Party | Plaintiff F. Gavina & Sons, Inc. |
| Correspondence Address | Jonathan Kirsch Law Offices of Jonathan Kirsch 1880 Century Park East, Suite 515 Los Angeles, CA 90067 UNITED STATES jk@jonathankirsch.com |
| Submission | Withdrawal of Opposition |
| Filer's Name | Jonathan Kirsch |
| Filer's e-mail | jk@jonathankirsch.com, jw@jonathankirsch.com, spollyea@jonathankirsch.com |
| Signature | /Jonathan Kirsch/ |
| Date | 08/04/2010 |
| Attachments | Consent Motion to Withdraw Opposition (Signed).pdf (2 pages)(739747 bytes) |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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|------------------------|---|--------------------------|
| _____ |) | |
| F. GAVIÑA & SONS, INC. |) | |
| |) | Opposition No.: 91184485 |
| Opposer, |) | |
| |) | Mark: CAFVINA COFFEE TEA |
| v. |) | |
| |) | |
| QUOC VIET FOODS, INC. |) | |
| |) | |
| Applicant. |) | |
| _____ |) | |

CONSENT MOTION TO WITHDRAW OPPOSITION

Pursuant to Trademark Rule 2.106(c), Opposer F. Gaviña & Sons, Inc., with the consent of Applicant Quoc Viet Foods, Inc., hereby withdraws the notice of opposition without prejudice in the subject proceedings.

Respectfully submitted,

QUOC VIET FOODS, INC.

By: 

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Attorneys for Applicant

Respectfully submitted,

F. GAVIÑA & SONS, INC.

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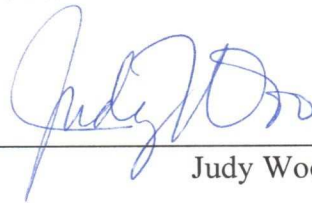
Attorneys for Opposer

Motion to Withdraw Opposition

CERTIFICATE OF SERVICE

I hereby certify that on August 4, 2010, I served the foregoing Consent Motion to Withdraw Opposition by depositing a true copy thereof in a sealed envelope, postage prepaid, in First Class U.S. Mail addressed to Opposer's counsel as follows:

Darren S. Rimer, Esq.
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26440 La Alameda, Suite 370
Mission Viejo CA 92691



Judy Woo